

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

WILLIAM SCOTT DAVIS, JR.

v.

RICHARD DURHAM

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JUDGMENT

No. 5:11-CV-36-H

Decision by Court.

This case came before the Honorable Malcolm J. Howard, Senior United States District Judge for review of the Memorandum and Recommendation entered by Magistrate Judge David W. Daniel.

IT IS ORDERED, ADJUDGED AND DECREED the Court adopts the recommendation of the magistrate judge as its own and the plaintiff's complaint is dismissed as frivolous for failure to state a claim upon which relief may be granted.

This Judgment Filed and Entered on May 3, 2011 with service on:

William Scott Davis, Jr. (via U.S. Mail) P.O. Box 190, Hampton, Virginia 23669

Date: May 3, 2011

DENNIS P. IAVARONE, CLERK
/s/ Delsia Heath
(By): Delsia Heath, Deputy Clerk

